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|---------------------------------|---|-------------------------|
| In re Application of | : | |
| RASMUSSEN | : | |
| Serial No.: 09/914,852 | : | DECISION VACATING |
| PCT No.: PCT/DK00/00085 | : | |
| Int. Filing Date: 01 March 2000 | : | NOTIFICATION OF MISSING |
| Priority Date: 11 March 1999 | : | |
| Atty. Docket No.: 110517 | : | REQUIREMENTS |
| For: TRANSFER PRINTING MACHINE | : | |
| | : | |

This is a response to applicant's "Resubmission of Response to Notification of Missing Requirements" filed 01 August 2002, which has been treated as a request to vacate the Notification of Missing Requirements (PCT/DO/EO/905) mailed 08 November 2001 in view of the filing of a declaration in compliance with 37 CFR 1.497 on 10 September 2001.

On 01 March 2000, applicants filed international application PCT/DK00/00085 which claimed a priority date of 11 March 1999. A proper Demand was filed with the International Preliminary Examining Authority prior to the 19th month from the earliest claimed priority date. Accordingly, the thirty-month time period for submitting the requisite basic national fee in the United States of America expired at midnight on 11 September 2001.

On 04 September 2001, applicant filed a Transmittal Letter (PTO-1390) requesting entry into the national stage in the United States of America under 35 U.S.C. 371. Filed with the Transmittal Letter were, *inter alia*, the requisite basic national fee of \$430, a copy of the international application, and a preliminary amendment.

On 08 November 2001, the United States Designated/Elected Office mailed a Notification of Missing Requirements (PCT/DO/EO/905) requiring submission of an oath or declaration in compliance with 37 CFR 1.497 and the surcharge under 37 CFR 1.492(e).

On 01 August 2002, applicant filed "Resubmission of Response to Notification of Missing Requirements" which was accompanied by a copy of the declaration filed on 10 September 2001 and 13 December 2001 and postcard receipts evidencing its receipt in the Patent and Trademark Office on 10 September 2001 and 13 December 2001 and requests, in effect, that the copy of the declaration be accepted as a true copy of the declaration filed 10 September 2001.

A review of the papers filed on 01 August 2002 reveal that a declaration in compliance with 37 CFR 1.497 was received in the Patent and Trademark Office on 10 September 2001. Applicant's request to vacate the Notification of Missing Requirements is **GRANTED**.

In view of the declaration filed 10 September 2001, the Notification of Missing Requirements (Form PCT/DO/EO/905) dated 08 November 2001 is hereby **VACATED**.

The application has an international filing date of 15 October 1998 under 35 U.S.C. 363 and a 35 U.S.C. 102(e) and 371(c) date of **10 September 2001**.

This application is being returned to the United States/Elected Office for processing in accordance with this decision.



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